



42638-0500 (BQ63)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph Neev

Serial No.: 09/854,311

Filed: May 10, 2001

For: OPTO-THERMAL MATERIAL
MODIFICATION

Attn: Karen Ferriter/Mark Polutta
Senior Legal Advisor
Office of Patent Legal Administration
Office of the Deputy Commissioner
for Patent Examination Policy

August 6, 2003

Irvine, California 92614

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

Commissioner for Patents
United States Patent and Trademark Office
PO BOX 1450
Arlington, VA 22313-1450

Dear Sir:

In response to the Notice to File Corrected Application Papers, mailed July 28, 2003, for the above-identified patent application, Applicant respectfully, requests that the finding of "not fully responsive" be withdrawn on the following grounds.

In response to a telephone call from Examiner Mark Polutta on July 1, 2003, applicant filed a Supplemental Response to the Notice to File Corrected Applications Papers on July 22, 2003, (a true copy is attached). It was received in the U.S. Patent Office on July 23, 2003, as shown on the true copy of the return-receipt stamped postcard, (attached).

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#17 Repairs

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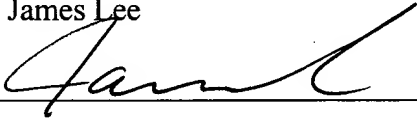
OFFICE OF PETITIONS

Apparently, the Patent Office Notice of July 28, 2003 and Applicant's Supplemental Response of July 22, 2003 crossed in the mail.

If the Examiner believes that a telephone conference would help further the prosecution of this case, he is respectfully requested to contact the undersigned attorney at the listed telephone number.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:
Commissioner for Patent, United States Patent and Trademark Office, PO Box 1450, Arlington, VA 22313-1450 on August 6, 2003

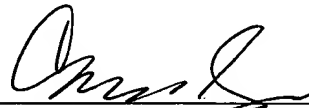
by: James Lee



Date: August 6, 2003

Very truly yours,

SNELL & WILMER LLP



Albin H. Gess, Reg. No. 25,726
1920 Main St., Ste. 1200
Irvine, CA 92614
949/253-2720



COPY

Received in the U.S. Patent Office
Kindly date-stamp and return this card with
Early Notification of Serial No. (if Applicable)

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Date: 7-22-03 Serial No.: 09/854,311
Client: Y-Beam Technologies
For: Opto-Thermal Material Modification
Dkt. No.: 42638-0500 (BQ 63)

Enclosed are:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Specification and Claims (PP-24) <i>copy</i> | <input type="checkbox"/> Declaration, Power of Attorney |
| <input type="checkbox"/> Drawings (_____ sheets) | <input type="checkbox"/> Assignment |
| <input type="checkbox"/> _____ Formal _____ Informal | <input type="checkbox"/> Amendment |
| <input type="checkbox"/> Info. Disc. Statement | <input checked="" type="checkbox"/> Certificate of Mailing |
| <input checked="" type="checkbox"/> <i>Deposit Acct.</i> Check No. <u>19-2114</u> for \$ <u>260</u> | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Priority Documents | <input type="checkbox"/> Transmittal Letter |
| <input type="checkbox"/> PTO 1449 W/References | <input checked="" type="checkbox"/> Extension of Time <i>Request for 3rd month</i> |
| <input type="checkbox"/> Small Entity Verification | <input checked="" type="checkbox"/> Express Mail No. |
| <input checked="" type="checkbox"/> Other <i>Supplemental Response to Notice to File</i>
<i>Corrected Application Papers</i> | |

TT02 Rec'd PCT/PTO 22 JUL 2003

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SHIRLEY A. VILNER